IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

PRESENT
THE HON'BLE SHRI JUSTICE R.SUBHASH REDDY
WRIT PETITION No. 24304 of 2006

Dated 24th November, 2006

Between
L.Narasimha Rao

… Petitioner

And

The Commissioner of Endowments
Government of Andhra Pradesh,
Boggulkunta, Tilak Nagar, Hyderabad
and another.

… Respondents.

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ORAL ORDER:

In this writ petition, the petitioner seeks a direction to consider his case for continuance as Archaka Grade-II pending disposal of the appeal filed by him before the statutory authority.

The petitioner was initially appointed as Archaka Grade-II in Sri Durga Malleshwara Swami Varla Devasthanam, Vijayawada, and, on the ground that he did not acquire the requisite qualifications, he was reverted to the cadre of Paricharaka by order dated 17.6.2004 passed in Memo Rc.No. A3/1470/2003, dated 17.6.2004. As against the said orders, he preferred appeal before the Commissioner under Section 92 of the Andhra Pradesh Charitable and Hindu Religion Institutions and Endowments Act, 1987. It is his case that in spite of the directions by this court in Writ Petition No. 19174 of 2004 for disposal of the appeal, his appeal is not disposed of. As such, he filed this writ petition for a direction to continue him as Archaka Grade-II.

Learned Government Pleader has submitted that the appeal preferred by the petitioner is rejected and final orders are passed on the ground that as he does not possess the requisite qualifications, he is ineligible to continue as Archaka.

As much as final orders were already passed in the appeal filed by the petitioner, and, as admittedly, the petitioner is not possessing the requisite qualifications to hold the post of Archaka, no direction can be given by way of mandamus for his continuance as Archaka Grade-II. However, as and when examinations are conducted for Archaka Pravara, it is open for the petitioner to appear

for the same and on getting through the same, he can file appropriate representation to reconsider his case.

Subject to above observation, the writ petition is disposed of. No order as to costs.

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24.11.2006

R.SUBHASH REDDY, J.

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